

**BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION**

<b>IN THE MATTER OF DIAMOND BAR WATER )</b>	
<b>COMPANY TO AMEND CERTIFICATE OF )</b>	<b>CASE NO. DIA-W-04-1</b>
<b>PUBLIC CONVENIENCE AND NECESSITY NO. )</b>	
<b>413. )</b>	<b>NOTICE OF MODIFIED</b>
<b>)</b>	<b>PROCEDURE</b>
<b>)</b>	

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YOU ARE HEREBY NOTIFIED that on June 7, 2004, Diamond Bar Water Company, a water utility in Kootenai County, Idaho, filed an Application with the Idaho Public Utilities Commission (Commission) to amend its Certificate of Public Convenience and Necessity No. 413 and to extend its certificated service territory to provide water service to Boekel Estates Subdivision (Boekel Estates). Boekel Estates consists of approximately 70 acres of land in the SE ¼ of Section 33, Township 52 North, Range 4 West, Boise-Meridian, Kootenai County, Idaho, that will be platted as 14 five-acre lots. As part of the Application, Diamond Bar has submitted a Water Main Extension Agreement (Agreement) between Diamond Bar and Walter and Grace Singer, the developers of Boekel Estates. Diamond Bar intends to provide domestic and irrigation water under the terms of the Agreement and an attached exhibit setting forth General Rules and Regulations governing the Agreement. The Company has requested expeditious treatment of its service request, as construction is due to start July 15, 2004.

YOU ARE FURTHER NOTIFIED that the Commission has reviewed the filings of record in Case No. DIA-W-04-1. The Commission has preliminarily found that the public interest in this matter may not require a hearing to consider the issues presented, and that the issues raised by the Company's filing may be processed under **Modified Procedure**, i.e., by written submission rather than by hearing. Reference Commission Rules of Procedure, IDAPA 31.01.01.201-204.

YOU ARE FURTHER NOTIFIED that **the deadline for filing written comments or protests** with respect to Diamond Bar's Application and the use of Modified Procedure in **Case No. DIA-W-04-1** is **Friday, July 23, 2004**. Persons desiring a hearing must specifically request a hearing in their written protests or comments.

YOU ARE FURTHER NOTIFIED that if no written comments or protests are received within the deadline, the Commission may consider the matter on its merits and may

enter its Order without a formal hearing. If comments or protests are filed within the deadline, the Commission will consider them and in its discretion may set the matter for hearing or may decide the matter and issue its Order based on the written positions before it. Reference IDAPA 31.01.01.204.

YOU ARE FURTHER NOTIFIED that written comments concerning Case No. DIA-W-04-1 should be mailed to the Commission and the Company at the addresses reflected below.

COMMISSION SECRETARY  
IDAHO PUBLIC UTILITIES COMMISSION  
PO BOX 83720  
BOISE, IDAHO 83720-0074

DIAMOND BAR WATER COMPANY  
PO BOX 1870  
HAYDEN, ID 83835-0081

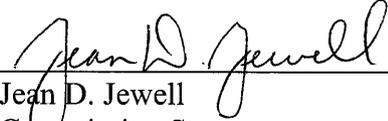
Street Address for Express Mail:

472 W WASHINGTON ST  
BOISE, ID 83702-5983

All comments should contain the case caption and case number shown on the first page of this document. Persons desiring to submit comments via e-mail may do so by accessing the Commission's home page located at [www.puc.state.id.us](http://www.puc.state.id.us). Click the "Comments and Questions" icon, and complete the comment form, using the case number as it appears on the front of this document. A printed copy of the comment filed with the Commission must also be sent to the Applicant listed above.

YOU ARE FURTHER NOTIFIED that the Application in Case No. DIA-W-04-1 may be viewed at [www.puc.state.id.us](http://www.puc.state.id.us) by clicking on "File Room" and "Water Cases," or can be viewed during regular business hours at the Idaho Public Utilities Commission, 472 West Washington Street, Boise, Idaho. The Application can also be viewed by contacting the general business office of Diamond Bar Water Company, 2953 North Government Way, Hayden, Idaho (208-665-9200).

DATED at Boise, Idaho this 23<sup>rd</sup> day of June 2004.

  
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Jean D. Jewell  
Commission Secretary

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